

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

CORNELL SHEGOG,

Petitioner,

v.

STEVE SINCLAIR,

Respondent.

CASE NO. C11-5199RJB/JRC

ORDER ADOPTING REPORT AND  
RECOMMENDATION

This matter comes before the Court on the Report and Recommendation of the Hon. J. Richard Creatura, United States Magistrate Judge (Dkt. 4) and Petitioner's Motion for Extension of Time (Dkt. 5). The Court has reviewed the Report and Recommendation, objections to the Report and Recommendation, if any, and the remaining record.

The Report and Recommendation recommends denial of Petitioner's request to proceed in forma pauperis. Dkt. 4. It further recommends that the filing fee be paid within 30 days of entry of this Court's order on the Report and Recommendation. *Id.*

On April 7, 2011, Petitioner filed a "Motion for Extension of Time to Pay Filing Fee." Dkt. 5. Petitioner does not contest the recommendation to deny him in forma pauperis status, but does request an extension of 15 days to pay the fee. *Id.* Petitioner appears to believe that the filing fee is due on or before April 15, 2011. *Id.*

1 The Report and Recommendation should be adopted and Petitioner's request to proceed  
2 in forma pauperis denied. Petitioner should be ordered to pay the filing fee on or before May 13,  
3 2011. Petitioner's motion for extension of 15 days to pay the filing fee should be denied as  
4 moot.

5 The Court does hereby find and Order:

- 6
- 7 (1) The Court **ADOPTS** the Report and Recommendation (Dkt. 4);
- 8 (2) Petitioner will not be granted in forma pauperis status. Petitioner has until May  
9 13, 2011, to pay the \$5.00 filing fee. If no fee is received, the clerk's office is  
directed to dismiss this action without prejudice.
- 10 (3) Petitioner's Motion for Extension of Time to Pay the Filing Fee (Dkt. 5) is  
11 **DENIED as MOOT.**
- 12 (4) The clerk is directed to send copies of this Order to Petitioner, and the Hon. J.  
13 Richard Creatura.

14 DATED this 18th day of April, 2011.

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16 ROBERT J. BRYAN  
17 United States District Judge  
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